



PATENT
Attorney Docket: 76891

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re U.S. Patent Application

Applicant: Jeffrey L.C. Wright

Serial No.: 09/385,834

Filed: August 30, 1999

For: **A NUTRITIONAL SUPPLEMENT FOR
LOWERING SERUM TRIGLYCERIDE
AND CHOLESTEROL LEVEL**

Examiner: Sabiha Naim Qazi

) Art Unit: 1616

) Confirmation No.: 9704

) *I hereby certify that this correspondence*
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) *Facsimile No. 703-872-9310 to: Box*
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) *Washington, DC 20231, on:*

) **February 11, 2004**

) 
) *Gerald T. Shekleton Reg. No. 27,466*

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. §1.97, a list of documents is disclosed on the attached Form PTO-1449 that may be material to the examination of this application. Also enclosed is a check in the amount of \$180.00 pursuant to 37 C.F.R. 1.97(c) and 37 C.F.R. 1.17(p). The listed documents are enclosed herewith.

No inferences should be drawn that the attached list represents a comprehensive investigation, or that any material disclosed is equivalent to the subject invention. In addition, none of the documents that have publication dates prior to the priority date of the above application anticipate the invention in this application.

The cited document(s) disclose numerous specific features. There has been no attempt to list each and every feature disclosed by each document. The Examiner is requested to review the document(s) and determine the extent of the materiality of the document disclosures with respect to the present invention.

The discussion of any art and the citation of any document(s) herein is not to be construed as an admission that the art or document disclosure is necessarily within the invention field of endeavor, that the art or document disclosure is necessarily prior in time to a particular date which may be relevant to the instant patent application, and/or that the art or document disclosure is otherwise necessarily prior art as

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defined by the patent law with respect to the instant invention and application.

Also, there is reserved the right to later set forth how the instant invention is distinguished over the disclosure of any document or other art, including the disclosures of the art and document(s) recited herein, that may be cited by the Examiner in rejecting a claim in the instant patent application. The recitation herein of the art and document(s) is not to be construed as an assertion that more pertinent art could not possibly be in existence.

Respectfully submitted,

WELSH & KATZ, LTD.

A handwritten signature in cursive script, appearing to read "Gerald T. Shekleton".

Gerald T. Shekleton
Registration No. 27,466

Dated: February 11, 2004

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Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known	
				Applicant Number	09/385,834
				Filing Date	August 30, 1999
				First Named Inventor	Wright
				Art Unit	1616
				Examiner Name	Sabiha Naim Qazi
				Attorney Docket Number	76891
Sheet	1	of	1		

U.S. PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Class	SubClass	Filing Date if appropriate

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ² -Number ⁴ -Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶

OTHER ART - NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶
		Nguyen, Tu T.; "The Cholesterol-Lowering Action of Plant Stanol Esters," <i>American Society for Nutritional Sciences</i> , 1999.	
		Stalenhoef, Anton F.H. et al.; "The effect of concentrated n-3 fatty acids versus gemfibrozil on plasma lipoproteins, low density lipoprotein heterogeneity and oxidizability in patients with hypertriglyceridemia," <i>Atherosclerosis</i> , Vol. 153, 2000, pgs. 129-138.	

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kind Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST .3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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